THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.27806 of 2005

(On Being Mentioned)

Date:03.01.2006

P.Ravi

----------Petitioner

The Deputy Transport Commissioner and Secretary,

Regional Transport Authority, Chittoor.

----------Respondent

ORDER:

The petitioner is an operator of a bus on town service route, having been granted necessary permission. He claims to have submitted an application, dated 09.04.2005, seeking permission of the respondent to reduce the seating capacity of the stage carriage bus. Several reasons have been pleaded therefor. The petitioner complains that no action has been taken by the respondent so far.

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport.

The application of the petitioner is for reduction of the seating capacity of the bus. Rule 334 of the Motor Vehicles Rules prescribes the parameters for fixation of seating capacity of public service vehicles. The question as to

whether the petitioner had made out a case for reduction of the seating capacity in the bus or whether the extent of reduction is permissible under the relevant provisions, needs to be considered by the respondent. There cannot be any justification to keep the application pending for months together.

Hence, the writ petition is disposed of, directing the respondent to pass appropriate orders on the application, dated 09.04.2005, said to have been made by the petitioner, within a period of four (4) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

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03.01.2006

Note: Issue C.C. in two days.

(B/o)

Jsu